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U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO. 10/594,832 Changlu Liu PRD2203USPCT

INTERNATIONAL APPLICATION NO.

PCT/US05/10279

27777 PHILIP S. JOHNSON **JOHNSON & JOHNSON** ONE JOHNSON & JOHNSON PLAZA NEW BRUNSWICK, NJ 08933-7003

RECEIVED

I.A. FILING DATE 03/29/2005

PRIORITY DATE 03/29/2004

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**CONFIRMATION NO. 8383** 

J&J PAT. DKT. SECTION 371 FORMALITIES LETTER

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Date Mailed: 05/14/2007

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/28/2006
- Oath or Declaration filed on 09/28/2006
- Biochemical Sequence Listing filed on 09/28/2006
- Request for Immediate Examination filed on 09/28/2006
- U.S. Basic National Fees filed on 09/28/2006
- Priority Documents filed on 09/28/2006

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web. <a href="https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html">https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html</a>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <a href="http://www.uspto.gov/ebc.">http://www.uspto.gov/ebc.</a>

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

#### VIRGINIA L IRBY

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### PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTV DOCKSTAVO
10/594,832		ATTY. DOCKET NO.
10/394,032	PCT/US05/10279	PRD2203USPCT

FORM PCT/DO/EO/905 (371 Formalities Notice)

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certifies that this correspondence is via first-class mail, with adequate postage, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, this  $13^{th}$  day of July 2007.

Helen J

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Applicant:

Liu et al.

Atty Docket No.: PRD2203USPCT

Serial No.:

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Art Unit:

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I.A. Filing Date:

March 29, 2005

Examiner:

unknown

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Confirmation No.: 8383

Its Use

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

Sir:

This is a response to the Notification of Missing Requirements Under 35 U.S.C. 371 In The United States Designated/Elected Office (DO/EO/US) dated May 15, 2007 issued in the above-referenced national phase application. A copy of the Notice accompanies this response.

A Declaration And Power Of Attorney form bearing the signatures of the inventors is enclosed.

Additionally, as required by the Notice and in accordance with 37 C.F.R. § 1.821(e), enclosed is a diskette containing a computer readable form (CRF) of the paper copy of the Sequence Listing as filed on 29 March 2005, and 14 June 2006, in the international application, which published as WO 2005/097826. The content of the Sequence Listing information recorded in the enclosed CRF is identical to the written Sequence Listing of the original paper submission and thus includes no new matter.

If any other fees are necessary for the filing of this paper, please charge such required fees to Deposit Account No. 10-0750.

In view of the foregoing, the requirements set forth in the Notice have been met. Accordingly, Applicant requests prompt examination on the merits.

Respectfully submitted,

usac

Date: July 13, 2007

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